Reg. No. KL/TV/12.

# KERALA GAZETTE

## EXTRAORDINARY

### PUBLISHED BY AUTHORITY

Vol. XX] Trivandrum, Tuesday, 28th October 1975 / 6th Karthika 1897 [No. 628

## ELECTION COMMISSION OF INDIA

*Ashoka Road,*
*New Delhi-1.*
*Dated 17 October, 1975/*
*Asvina 25, 1897 (Saka)*

## NOTIFICATION

No. 434/KL/75 (1).—In pursuance of the provisions of Section 21 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby directs that the following further amendments shall be made in its notification No. 434/KL/74/(1) dated 18 November, 1974, namely:–

In column 2 of the Table appended to the said notification, for the existing entry against item Nos. 33 and 35, the entry "Additional Deputy Collector (Land Reforms-I)", shall be substituted.

By order,
(Sd.)
V Nagasubramanian,
*Secretary to the Election Commission of India.*

33/3885/MC.

## ELECTION COMMISSION OF INDIA

*Ashoka Road,*
*New Delhi-1.*
*Dated 17 October, 1975/*
*Asvina 25, 1897 (Saka).*

### NOTIFICATION

No. 434/KL/75(2).—In exercise of the powers conferred by sub-section (1) of section 22 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby directs that the following further amendments shall be made in its notification No. 434/KL/74(2) dated 18 November, 1974 namely:—

In column 2 of the Table appended to the said notification, for the existing entry against each of item Nos. 5, 9, 13 and 27 as shown below, the following corresponding entry shall respectively be substituted:—

| | | |
|---|---|---|
| 5. | Returning Officer of Trikarpur Assembly constituency | Special Tahsildar (Land Reforms-I) Nileswar. |
| 9. | Returning Officer of Azhicode Assembly constituency | Special Tahsildar (Land Reforms-I), Cannanore. |
| 13. | Returning Officer of Peringalam Assembly constituency | Special Tahsildar (Land Reforms-I), Tellicherry. |
| 27. | Returning Officer of Kunnamangalam (SC) Assembly constituency | Special Tahsildar (Land Reforms-I), Kunnamangalam. |

By order,

(Sd.)

V. NAGASUBRAMANIAN,
*Secretary to the Election Commission of India.*

## ELECTION COMMISSION OF INDIA

*Ashoka Road,*
*New Delhi-1,*
*Dated 17 October, 1975/*
*Asvina 25, 1897 (Saka)*

### NOTIFICATION

No. 434/KL/75(4).—In exercise of the powers conferred by sub-section (1) of section 22 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby directs that the following further amendment shall be made in its notification No. 434/KL/74(4) dated 18 November, 1974 namely:—

In column 2 of the Table appended to the said notification, for the existing entry at serial No. 4 against item No. 5, the entry "4. Additional Deputy Collector (Land Reforms-1), Malappuram" shall be substituted.

By order,
(Sd.)
V. NAGASUBRAMANIAN,
*Secretary to the Election Commission of India.*

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TRIVANDRUM, 1975.

Reg. No. KL/TV/12.

# KERALA GAZETTE

## EXTRAORDINARY

## PUBLISHED BY AUTHORITY

Vol. XX] Trivandrum, Tuesday, 28th October 1975 / 6th Karthika 1897 [No. 629

GOVERNMENT OF KERALA.

**Law [Leg. (B)] Department**

NOTIFICATION

No. 16631-Leg. (B1)/75/Law. *Dated, Trivandrum, 28th October, 1975/ 6th Karthika, 1897.*

The following Ordinance promulgated by the Governor on the 25th day of October, 1975, is hereby published for general information.

By order of the Governor,

M. SEKHARAN,
*Law Secretary.*

PRINTED AND PUBLISHED BY THE S.G.P. AT THE GOVERNMENT PRESS,
TRIVANDRUM, 1975.

33/3986/MC.

# ORDINANCE No. 14 OF 1975

## THE PRISONS LAWS (AMENDMENT) ORDINANCE, 1975

*Promulgated by the Governor of Kerala in the Twenty-sixth Year of the Republic of India.*

*AN*

*ORDINANCE*

*to amend the Prisons Act, 1894, in its application to the State of Kerala, and the Travancore-Cochin Prisons Act, 1950.*

*Preamble.*—WHEREAS the Legislative Assembly of the State of Kerala is not in session and the Governor of Kerala is satisfied that circumstances exist which render it necessary for him to take immediate action;

Now, therefore, in exercise of the powers conferred by clause (1) of article 213 of the Constitution of India, the Governor of Kerala is pleased to promulgate the following Ordinance:—

1. *Short title and commencement.*—(1) This Ordinance may be called the Prisons Laws (Amendment) Ordinance, 1975.

(2) It shall be deemed to have come into force on the 10th day of October, 1972.

2. *Amendment of Central Act 9 of 1894.*—In section 59 of the Prisons Act, 1894 (Central Act 9 of 1894), as in force in the Malabar district referred to in sub-section (2) of section 5 of the States Reorganisation Act, 1956 (Central Act 37 of 1956), after the words "The State Government may make rules consistent with this Act", the words "either prospectively or retrospectively" shall be inserted.

3. *Amendment of Travancore-Cochin Act, XVIII of 1950.*—In section 59 of the Travancore-Cochin Prisons Act, 1950 (XVIII of 1950), after the words "Government may make rules consistent with this Act", the words "either prospectively or retrospectively" shall be inserted.

4. *Validation.*—Notwithstanding anything contained in any law for the time being in force, or in any judgment, decree or order of any court, the amendment purporting to have been made in

rule 67 of the Kerala Prisons Rules, 1958, with retrospective effect from the 11th day of December, 1959, by notification G. O. (MS) No. 153/72/Home dated the 10th October, 1972, published as S. R. O. No. 536/72 in the Kerala Gazette No. 42 dated the 24th October, 1972, shall be deemed to have been made under section 59 of the Prisons Act, 1894 (Central Act 9 of 1894) and section 59 of the Travancore-Cochin Prisons Act, 1950 (XVIII of 1950), as amended by this Ordinance, and accordingly, no appointment or promotion to the grade of Jailor, Deputy Jailor or Assistant Jailor in the Jails Department of the Government, of any person who had not passed the Jail Officers' Test before such appointment or promotion, made or purporting to have been made on or after the 11th day of December, 1959 and before the date of publication of this Ordinance in the Gazette, shall be deemed to be invalid or ever to have been invalid merely on the ground that such person had not passed the said test before such appointment or promotion as required by rule 67 of the Kerala Prisons Rules as originally made, and no such appointment or promotion shall be called in question in any court on the said ground.

N. N. WANCHOO,

*GOVERNOR.*

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1975

Reg. No. KL/TV/12.

# KERALA GAZETTE

## EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XX] Trivandrum, Tuesday, 28th October 1975 / 6th Karthika 1897 [No. 630

GOVERNMENT OF KERALA

**Law Department**

NOTIFICATION

No. 17475/Leg. Pbn. 2/75/Law. *Dated, Trivandrum, 28th October 1975.*

The following Ordinance promulgated by the President and published in a Gazette of India Extraordinary, Part II—Section 1, dated the 17th October, 1975, is hereby republished for general information.

By order of the Governor,
K. VISWANATHAN NAIR,
*Additional Law Secretary.*

## THE MAINTENANCE OF INTERNAL SECURITY (THIRD AMENDMENT) ORDINANCE, 1975

No. 16 of 1975

Promulgated by the President in the Twenty-sixth Year of the Republic of India.

An Ordinance further to amend the Maintenance of Internal Security Act, 1971.

WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

33/3887/MC.

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. *Short title and commencement.*—(1) This Ordinance may be called the Maintenance of Internal Security (Third Amendment) Ordinance, 1975.

(2) Sub-clause (iii) of clause (b) of section 2 shall come into force at once and the remaining provisions of this Ordinance shall be deemed to have come into force on the 29th day of June, 1975.

2. *Amendment of section 16A.*—In section 16A of the Maintenance of Internal Security Act, 1971 (26 of 1971),—

(a) for sub-section (5), the following sub-section shall be substituted, namely.—

"(5) In making any review, consideration or re-consideration under sub-section (2), sub-section (3) or sub-section (4), the appropriate Government or officer may act on the basis of the information and materials in its or his possession without communicating or disclosing any such information or materials to the person concerned or affording him any opportunity of making any representation against the making under sub-section (2), or the making or confirming under sub-section (3), or the non-revocation under sub-section (4), of the declaration in respect of him.";

(b) in sub-section (7), in clause (i),—

(i) in the opening portion, for the words "the following sub-section", the words "the following" shalt be substituted;

(ii) in sub-section (3), as substituted by that clause, for the words "forward to the Central Government a report in respect of the order", the words "report the fact to the Central Government" shall be substituted;

(iii) after sub-section (3) aforesaid, the following shall be inserted, namely:—

"(4) At any time after the receipt of a report under sub-section (3), the Central Government may require the State Government to furnish to the Central Government the grounds on which the order has been made and such other particulars as, in the opinion of the State Government, have a bearing on the necessity for the order.";

(c) after sub-section (7), the following sub-sections shall be inserted, namely:—

"(8) In the case of any person in respect of whom a declaration has been made by a State Government under sub-section (2) or a declaration has been made by a State Government or an officer subordinate to it or confirmed by the State Government under sub-section (3), or a declaration has not been revoked by a State Government under sub-section (4), the Central Government may, whenever it considers it necessary so to do, require the State Government to furnish to the Central Government the information and materials on the basis of which such declaration has been made or confirmed, or not revoked, as the case may be, and such other information and materials as the Central Government may deem necessary.

(9) Notwithstanding anything contained in any other law or any rule having the force of law,—

(a) the grounds on which an order of detention is made under sub-section (1) of section 3 against any person in respect of whom a declaration is made under sub-section (2) or sub-section (3) and any information or materials on which such grounds or a declaration under sub-section (2) or a declaration or confirmation under sub-section (3) or the non-revocation under sub-section (4) of a declaration are based, shall be treated as confidential and shall be deemed to refer to matters of State and to be against the public interest to disclose and save as otherwise provided in this Act, no one shall communicate or disclose any such ground, information or material or any document containing such ground, information or material;

(b) no person against whom an order of detention is made under sub-section (1) of section 3 shall be entitled to the communication or disclosure of any such ground, information or material as is referred to in clause (a) or the production to him of any document containing such ground, information or material.".

FAKHRUDDIN ALI AHMED,
*President.*

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K. K. SUNDARAM,
*Secretary to the Government of India.*

## *CORRIGENDA*

In the Delhi Sales Tax Act, 1975 (43 of 1975), as published in the Gazette of India, Extraordinary, Part II, Section 1, dated the 7th August, 1975,—

1. Page 377, section 23 (3), clause (b), line 2, *for* "evidences" *read* "evidence".

2. Page 390, in the marginal heading to section 42, *for* "cats" *read* "oath".

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In the Equal Remuneration Ordinance, 1975 (12 of 1975), as published in the Gazette of India, Extraordinary, Part II, Section 1, dated the 26th September, 1975, page 646, line 10, *for* "extent" *read* "extend".

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1975

# KERALA GAZETTE

## EXTRAORDINARY

## PUBLISHED BY AUTHORITY

Vol. XX] Trivandrum, Tuesday, 28th October 1975 / 6th Karthika 1897 [No. 631

GOVERNMENT OF KERALA

**Home (SS) Department**

ORDER

No. 30840/SS1/75/Home. *Dated, Trivandrum, 28th October, 1975.*

S. R. O. No. 984/75.—Under Section 5 of the Conservation of Foreign Exchange and Prevention of Smuggling Activities Act, 1974 (Central Act 52 of 1974) the Government of Kerala hereby order that A. K. Baduvankunhi detained under section 3(1) of the said Act shall be removed from the Central Prison, Cannanore to the Central Prison, Trivandrum with immediate effect.

By order of the Governor,
S. NARAYANASWAMY,
*Special Secretary to Government.*

**Explanatory Note**

It is considered necessary to remove the detenu to the Central Prison, Trivandrum, since it is the notified place of detention in respect of COFEPOSA detenus.

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33/3896/MC.

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# KERALA GAZETTE

## EXTRAORDINARY

## PUBLISHED BY AUTHORITY

Vol. XX] Trivandrum, Tuesday, 28th October 1975 / 6th Karthika 1897 [No. 632

GOVERNMENT OF KERALA

**Taxes (B) Department**

NOTIFICATION

G. O. Ms. No. 144|75|TD. *Dated, Trivandrum, 28th October, 1975.*

S. R. O. No. 985|75.—In exercise of the powers conferred by section 10 of the Kerala General Sales Tax Act, 1963 (15 of 1963) the Government of Kerala, having considered it necessary in the public interest so to do, hereby make an exemption in respect of the tax payable under the said Act on the sale of the goods to the Canteen Stores Department (India), the Indian Naval Canteen Service, Cochin and the Unit Run Canteens, subject to the condition that any dealer who claims exemption shall produce before the assessing authority concerned, a certificate from the Canteen Stores Department (India) or the Indian Naval Canteen Service, Cochin or the Unit Run Canteen, as the case may be, to the effect that the sales made to it in respect of which exemption is claimed, were of goods for the use of the Defence Service Personnel.

This notification shall be in force till the 31st March, 1978.

By order of the Governor,
J. S. JESUDHASAN,
*Secretary to Government.*

**Explanatory Note**

(This is not a part of the notification but is intended to indicate the general purport).

In the notification issued in G. O. Ms. 33|72|TD. dated 29-4-1972 (S. R. O. No. 234|72) the Government exempted from salestax the sale of goods to the Canteen Stores Department (India), the Indian Naval Canteen Service, Cochin and the Unit Run Canteen subject to certain restrictions and conditions mentioned therein during the period from 1st April, 1972 to 31st March, 1975. The Chief Staff Officer, Southern Naval Area, Cochin has requested that the above exemption may be made permanent. The Government have examined the request and consider that the exemption should be granted for a further period from the date of publication of the notification to 31st March, 1978. The notification is intended to achieve the above purpose.

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Reg. No. KL/TV/12

Government of Kerala
1975

# KERALA GAZETTE

## EXTRAORDINARY

## PUBLISHED BY AUTHORITY

Vol. XX] Trivandrum, Tuesday, 28th October 1975 / 6th Karthika 1897 [No. 633

GOVERNMENT OF KERALA

**Local Administration and Social Welfare (C) Department**

NOTIFICATIONS

I

G.O. MS. No. 285/75/LA & SWD. *Dated, Trivandrum, 28th October, 1975.*

**S. R. O. No. 986/75.**—Whereas the Government have in Notification No. G. O. MS. 132/71/LAD/II dated the 27th August 1971 appointed an Administrative Committee and a President thereof, to the Tanalur Panchayat with effect from 6th September, 1971;

And whereas the Government have further extended the term of office of the President and Members of the Administrative Committee upto 31st day of December, 1975 as per G. O. MS. 291/74/LA&SWD dated the 28th December, 1974;

And whereas it is reported that all the Seven Members out of 8 of the existing Administrative Committee of the Panchayat, have lost confidence in the President and they are not prepared to work with the present President Sri N. Moosakutty;

Now therefore in exercise of the powers conferred by sub-section (3) of section 13 of the Kerala Panchayats Act, 1960 (Act 32 of 1960), the Government of Kerala hereby curtail the period of the existing President and Members of the Administrative Committee of the Tanalur Panchayat with effect from 1-11-1975.

33/3898/MC.

II

**S. R. O. No. 987/75.**—Whereas Government have in Notification S.R.O. No. 986/75 curtailed the period of appointment of the Administrative Committee and its President for the Tanalur Panchayat so as to expire on 1-11-1975;

And whereas Government are satisfied that the Panchayat cannot now be constituted by reason of difficulty in holding elections of the Members thereof for the said Panchayat;

Now therefore in exercise of the powers conferred by clause (a) of sub-section (1) of section 13 of the Kerala Panchayats Act, 1960 (32 of 1960) the Government of Kerala hereby appoint an Administrative Committee and a President thereof, for the Tanalur Panchayat with the persons specified in the schedule below with effect from the 1st day of November 1975 and specify that the Administrative Committee and its President shall hold office till 31st December, 1975.

SCHEDULE

| *Taluk* | *Name of Panchayat* | *Name and address* | *Designation* |
|---|---|---|---|
| (1) | (2) | (3) | (4) |
| Tirur | Thanalur | 1. Sri Kakkodi Mohammed (existing Member) | President |
| | | 2. ,, P. S. Kunhavarankutty (existing Member) | Vice-President |
| | | 3. ,, Theyyanpadi Saidabeu Hajim Arukkad (existing Member) | Member |
| | | 4. ,, N. Moosakutty (existing President) | ,, |
| | | 5. ,, E. Parameswaran Namboodiri (existing Member) | ,, |
| | | 6. ,, C. P. Kunhimon (existing Member) | ,, |
| | | 7. ,, K. Gopinathan (existing Member) | ,, |
| | | 8. ,, Mundampath Mohammedkutty (existing Member) | ,, |

By order of the Governor,

N. GOPALAKRISHNAN NAIR,

*Special Secretary.*

## Explanatory Note

(This does not form part of the Notification but is intended to indicate its general purport).

All the seven members out of eight have lost confidence in the existing President Sri N. Moosakutty, and they are not prepared to work with the present President. Hence a new President is to be appointed. This notification is intended to curtail the existing Administrative Committee and reconstitute the Administrative Committee with a new President to the Thanalur Panchayat. This notification is to achieve the above object.

PRINTED AND PUBLISHED BY THE S. G. P. AT THE GOVERNMENT PRESS, TRIVANDRUM, 1975.

Kerala Gazette No. 42 dated 28th October 1975.

PART III

# TENDER NOTICE

No. AB6-134020/75/DHS. *Dated Trivandrum, 6th October* 1975.

Notice is hereby given that sealed tenders in duplicate for the supply of (1) dietary articles and (2) allied articles [Seperate tender should be submitted for (1) Dietary articles and (2) Allied articles] from 1st April 1976 (or from other date that may be fixed later) to 31st March 1977 for the Government Medical Institutions in the State and Public Health Laboratory, Trivandrum will be received till 2 p. m. on Monday, 5th January 1976 by the Head of the Institutions concerned (Deputy Director of Health Services, Public Health Laboratory, Trivandrum/ Director, T.B. Centre, Trivandrum/Superintendents/Civil Surgeon/Medical Officer-in-charge of Hospitals/Dispensaries/Primary Health Centres, etc.)

(2) Copies of conditions of tender, schedule of dietary and allied articles required, tender forms in duplicate and specimen copy of the Agreement Forms to he executed along with the Tender etc., can be had from the respective Medical Institutions on production of two Chalans-one towards the cost of Tender forms as prescribed by the Head of Institutions concerned and the other towards Sales tax together with Solvency Certificate in original (or attested copy of it) obtained from the Tahsildar concerned on or after 1-10-1975. The Head of Account under which the cost of Tender forms has to be remitted into the Government Treasury is "080 Medical A. Allopathy (e) Other receipts 8. Miscellaneous" while that of Sales tax is "040 Sales tax (f) 1. Gross receipts". The amount so remitted are not refundable under any circumstances.

(3) The tender should be submitted to the Deputy Director of Health Services/Director/Superintendent/Civil Surgeon/Medical Officer-in-charge of the institutions concerned. A list of such institutions and other details can be had from the office of the District Medical Officer of Health concerned.

(4) Each tender relating to the institutions must he accompanied by the Solvency Certificate incorporating the encumbrances, if any, in the prescribed form obtained on or after 1st October 1975 duly signed by the Tahsildar or by a true copy of the same duly attested by a Gazetted Officer.

(5) Intending tenderers should send along with the tender an agreement executed and signed in Kerala stamp paper worth Rs. 3 (Rupees Three) in the form prescribed in the general conditions of tender in the Stores Purchase Rules.

Directorate of Health Services,
Trivandrum-1.

R. SUBRAMONIAM,
*Additional Director of Health Services.*

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G. 1755

Kerala Gazette No. 42 dated 28th October 1975.
**PART III**

## Municipal Council, Palai

### NOTIFICATION

Bye-laws framed by the Municipal Council, Palai under sections 127, 131 and subsections (3) and (31) of section 347 of the Kerala Municipalities Act, 1960 (Act 14 of 1961) for the prohibition and regulation of advertisements and collection of advertisement tax in Palai Municipality.

1. (a) These bye-laws shall be called the Palai Municipal Advertisement Tax Bye-laws.

(b) They shall apply to all advertisements in the Palai Municipal Town.

(c) These bye-laws shall come into force on the date of its publication in the Government Gazette.

2. Definitions :—In these bye-laws,

(i) "Act" means the Kerala Municipalities Act, 1960 (Act 14 of 1961).

(ii) "Commissioner" means the Commissioner appointed under section 19 of the Act.

(iii) "Advertisement tax" means the tax levied under section 126 of the Act.

(iv) Structure sky sign, and public place shall have the meaning given in explanations, I, II and III to section 126 of the Act.

3. No person shall erect, exhibit, fix, retain or display or cause to be erected, exhibited, fixed, retained or displayed any advertisement in any public street, road or road poramboke or public park or part thereof or in any place of public resort without the written permission of the Commissioner.

4. No person shall erect, exhibit, fix, retain or display or cause to be erected, exhibited, fixed, retained or displayed any advertisement so as to injuriously affect the amenities of any historic public building or monument or of any public park or pleasure promenade.

5. No vehicle used for the purpose of advertisement shall display any advertisement in a manner, form or method different from that approved by the Commissioner,

6. The Municipal Commissioner shall have power to refuse permission ot erect, exhibit, fix, retain or display any advertisement which in his opinion is of obscene type in any particular street, road, public place or any place of public resort within the Municipality.

7. No person shall deface or cause to be defaced any sign or mark or letter or words that shall have been put by the Commissioner on the advertisement erected, exhibited, fixed, retained or displayed in token of them having been permitted or approved by him and of the tax having been collected thereon.

8. Hoardings on poramboke land will be liable to pay in addition to the advertisement tax payable the fees prescribed by the Council under the Kerala Municipalities Act from time to time for the occupation of public street.

9. (i) Every person desiring to erect, exhibit, fix, retain or display any advertisement within the town shall send or cause to be sent to the Commissioner not less than seven clear days before advertising it or before printing copies of advertisement or painting advertisement or exhibiting them in any manner, a notice and an application in the prescribed form appended to these bye-laws affixed with necessary court fees stamps with all the particulars required therein together with a copy of the matter to be advertised:

Provided however, the Commissioner may for valid reasons relax the time limit of seven days in deserving cases.

(ii) The application shall be accompanied by payment of the prescribed tax.

(iii) The rate of advertisement tax will be the rates notified by the Council in the Gazette from time to time.

10. Every person who prints or paints an advertisement shall print or write legibly his name in all the copies of such advertisements.

11. (i) The Commissioner may by an order and subject to the provision in the Kerala Municipalities Act, 1960 and the bye-laws grant or refuse permission for any advertisement. When permission is refused, the tax paid if any, shall be refunded to the applicant if he claims for refund. If permission is granted the Council stamp shall be affixed on all copies of such advertisements on which affixation is possible in conspicuous parts in token thereof.

(ii) The production of the copies of advertisement for purpose of affixing the council stamp or seal or the incorporation of the permission number and date shall not be insisted upon in any case where the nature of the advertisement does not admit of such production or incorporation.

(iii) No advertisement or hoardings shall be exhibited, erected, fixed or retained as to obstruct the view of any other advertisement or place of business, trade or calling of any other person.

(iv) The Commissioner or any officer duly authorised in this behalf may summarily remove any advertisement exhibited in violation of any clause of these bye-laws.

12. The Commissioner may farm out for any period not exceeding one year at a time the collection of tax on any advertisement on the following conditions.

(a) Such farming out shall be conducted in public auction.

(b) The lease amounts shall be realised in advance on in instalments as the Council may fix.

13. Whoever commits a breach of any of the bye-laws shall be punishable.

(a) With fine which may extend to fifty rupees and in case of continuing breach with fine which may extend to rupees fifteen for every day during which the breach continuous after conviction for the first breach or,

(b) With fine which may extend to ten (10) rupees for every day during which the breach continued after receipt of notice from the Commissioner to discontinue such breach.

(c) Any offence under these bye-laws is compoundable by the Commissioner as laid down in the Kerala Municipalities (Compounding of Offences Rules, 1968).

കേരളാ മുനിസിപ്പാലിററീസ് ആക്ററ് 127, 131, 347 (3 & 31)-ഉം വകുപ്പുകൾ അനുസരിച്ച് പാലാ മുനിസിപ്പൽ അതിർത്തിക്കുള്ളിൽ പരസ്യം പ്രദർശിപ്പിക്കുന്നത് നിരോധിക്കുന്നതിനും നിയന്ത്രിക്കുന്നതിനും പരസ്യ നികുതി പിരിക്കുന്നതിനും വേണ്ടി രൂപീകരിച്ചിട്ടുള്ള ഉപനിയമങ്ങൾ:—

1 (a) ഈ ഉപനിയമങ്ങൾ പാലാ മുനിസിപ്പൽ പരസ്യനികുതി ഉപനിയമങ്ങൾ എന്ന പേരിലറിയപ്പെടുന്നതാണ്.

(b) പാലാ മുനിസിപ്പൽ പട്ടണത്തിൽ പ്രദർശിപ്പിക്കുന്ന എല്ലാ പരസ്യങ്ങളെയും ഈ ഉപനിയമങ്ങൾ ബാധിക്കുന്നതാണ്.

(c) ഈ ഉപനിയമങ്ങൾ ഗസററിൽ പരസ്യംചെയ്യുന്ന തീയതിമുതൽ പ്രാബല്യത്തിൽ വരുന്നതാണ്.

2. നിർവ്വചനങ്ങൾ:—ഈ ഉപനിയമങ്ങളിൽ

(i) ആക്ററ് എന്നു പറയുന്നത് 1960-ലെ കേരളാ മുനിസിപ്പാലിററീസ് ആക്ററ് (1961-ലെ 14-ാം ആക്ററ്) ആയിരിക്കും.

(ii) കമ്മീഷണർ എന്നു വിവക്ഷിക്കുന്നത് ആക്ററിലെ 19-ാം വകുപ്പനുസരിച്ച് നിയമിക്കപ്പെടുന്ന കമ്മീഷണർ ആയിരിക്കും.

(iii) പരസ്യനികുതി എന്നു വിവക്ഷിക്കുന്നത് ആക്ററിലെ 126-ാം വകുപ്പനുസരിച്ച് ഈടാക്കുന്ന നികുതി ആയിരിക്കും.

(iv) നിർമ്മാണപ്പണി ആകാശത്തിൽ പ്രദർശിപ്പിക്കുന്ന പരസ്യം, പൊതുസ്ഥലം എന്നീ പദങ്ങൾക്ക് 126-ാം വകുപ്പിനോടനുബന്ധമായി കൊടുത്തിരിക്കുന്ന 1-ം, 2-ം, 3-ം വിശദീകരണത്തിൽ നൽകിയിരിക്കുന്ന അർത്ഥവ്യാപ്തി ഉണ്ടായിരിക്കും.

3. കമ്മീഷണറുടെ രേഖാമൂലമായ അനുവാദം കൂടാതെ യാതൊരാളും എതെങ്കിലും തെരുവിലോ, നിരത്തിലോ, പൊതുഉദ്യാനത്തിലോ അതിന്റെ ഭാഗങ്ങളിലോ എതെങ്കിലും പൊതുസങ്കേതത്തിലോ പുറമ്പോക്ക് സ്ഥലത്തോ യാതൊരു പരസ്യവും ഉയർത്തുകയോ പ്രദർശിപ്പിക്കുകയോ, ഉറപ്പിക്കുകയോ, നിലനിറുത്തുകയോ കാട്ടുകയോ, ഉയർത്തുന്നതിനോ, പ്രദർശിപ്പിക്കുന്നതിനോ, നിലനിറുത്തുന്നതിനോ, കാട്ടുന്നതിനോ കാരണമാകുകയോ ചെയ്യുവാൻ പാടുള്ളതല്ല.

4. എതെങ്കിലും ചരിത്രപരമായതോ പൊതുവായതോ ആയ കെട്ടിടങ്ങളിലോ, സ്മാരകങ്ങളിലോ, പൊതു ഉദ്യാനങ്ങളിലോ പ്രത്യേക ആവശ്യങ്ങൾക്കു നിർമ്മിച്ചതോ ആയ കെട്ടിടങ്ങളിലോ സ്ഥലങ്ങളിലോ ആയതിന് കേടുവരത്തക്കവിധമോ സൗകര്യങ്ങൾ തടയപ്പെടുന്ന വിധമോ യാതൊരാളും യാതൊരു പരസ്യവും ഉയർത്തുകയോ പ്രദർശിപ്പിക്കുകയോ ഉറപ്പിക്കുകയോ നിലനിറുത്തുകയോ കാട്ടുകയോ അല്ലാത്തപക്ഷം ആയതിനു കാരണമാക്കുകയോ ചെയ്യാൻ പാടുള്ളതല്ല.

5. കമ്മീഷണറുടെ അംഗീകാരം ലഭിച്ചതിനു വ്യത്യസ്ഥമായ മാതൃകയിലോ ആകൃതിയിലോ രീതിയിലോ പരസ്യം പ്രദർശിപ്പിക്കുന്നതിന് ഉദ്ദേശിച്ചുള്ള യാതൊരു വാഹനവും യാതൊരു പരസ്യവും പ്രദർശിപ്പിച്ചുകൂടാത്തതാകുന്നു.

6. മുനിസിപ്പൽ അതിർത്തിക്കുള്ളിൽ എതെങ്കിലും പ്രത്യേക തെരുവിലോ റോഡിലോ പൊതുസ്ഥലത്തോ പൊതുസങ്കേതങ്ങളിലോ കമ്മീഷണർക്ക് സ്വാഭിപ്രായത്തിൽ അശ്ലീലമെന്നു തോന്നുന്ന എതൊരു പരസ്യവും ഉയർത്തുന്നതിനോ ഉറപ്പിക്കുന്നതിനോ നിലനിറുത്തുന്നതിനോ കാട്ടുന്നതിനോ ഉള്ള അനുവാദം നിഷേധിക്കാവുന്നതാണ്.

7. അനുവദിക്കുകയും അംഗീകരിക്കുകയും നികുതി വസൂലാക്കുകയും ചെയ്തതിനുശേഷം ഉയർത്തപ്പെട്ടതോ പ്രദർശിപ്പിക്കപ്പെട്ടതോ ഉറപ്പിച്ചതോ നിലനിറുത്തിയതോ കാട്ടിയതോ ആയ പരസ്യങ്ങളിൽ ആയതിന്റെ സൂചനയായി കമ്മീഷണർ പതിപ്പിച്ചിട്ടുള്ള യാതൊരു അടയാളമോ ചിഹ്നമോ അക്ഷരമോ വാക്കുകളോ യാതൊരാളും മാച്ചുകളയാനോ രൂപാന്തരപ്പെടുത്താനോ പാടില്ലാത്തതാകുന്നു.

8. പുറമ്പോക്ക് സ്ഥലത്ത് സ്ഥാപിക്കുന്ന പരസ്യപ്പലകകൾക്ക് കേരളാ മുനിസിപ്പാലിററീസ് ആക്ററ് അനുസരിച്ച് പൊതുനിരത്തുകൾ ഉപയോഗിക്കുന്നതിനുവേണ്ടി കൗൺസിൽ അതാതുകാലം നിശ്ചയിക്കുന്ന ഫീസ് പരസ്യനികുതിക്കു പുറമേ വസൂലാക്കുന്നതും കൊടുക്കുവാൻ പരസ്യം ചെയ്യുന്ന ആൾ ബാധ്യസ്ഥനും ആയിരിക്കും.

9. (i) പരസ്യം ഉയർത്തുന്നതിനോ പ്രദർശിപ്പിക്കുന്നതിനോ ഉറപ്പിക്കുന്നതിനോ നിലനിർത്തുന്നതിനോ കാട്ടുന്നതിനോ ആഗ്രഹിക്കുന്ന യാതൊരാളും ടി പരസ്യം പ്രദർശിപ്പിക്കുന്നതിനോ പരസ്യത്തിൻെറ പകർപ്പുകൾ അച്ചടിപ്പിക്കുന്നതിനോ പെയിൻറ് ചെയ്ത് രൂപപ്പെടുത്തുന്നതിനോ അഥവാ ഏതെങ്കിലും വിധത്തിൽ പ്രദർശിപ്പിക്കുന്നതിനോ 7 ദിവസത്തിൽ കുറയാതെയുള്ള സമയത്തിനുമുമ്പ് ടി വിവരം കാണിച്ച് നോട്ടീസു, ഈ ഉപനിയമങ്ങൾക്കനുബന്ധമായി ചേർത്തിട്ടുള്ള നിശ്ചിത ഫാറത്തിൽ സ്റ്റാമ്പ് ഒട്ടിച്ച് അപേക്ഷകളും ആവശ്യമുള്ള എല്ലാ വിവരങ്ങളും സഹിതം കമ്മീഷണർക്ക് രേഖാമൂലം നൽകേണ്ടതും അതോടൊപ്പം പ്രദർശിപ്പിക്കുവാൻ ഉദ്ദേശിക്കുന്ന പരസ്യത്തിൻെറ മാതൃകയും ഉണ്ടായിരിക്കേണ്ടതാണ്. എന്നാൽ അർഹതയുള്ള കേസുകളിൽ സാധുവായ കാരണങ്ങളാൽ മേൽ പറഞ്ഞ 7 ദിവസത്തെ കാലാവധി കുറയ്ക്കുവാൻ കമ്മീഷണർക്ക് അധികാരമുണ്ടായിരിക്കുന്നതാണ്.

(ii) അപേക്ഷയോടൊപ്പം നിശ്ചിത നികുതികൂടി അടച്ചിരിക്കേണ്ടതാണ്.

(iii) പരസ്യനികുതി ഈടാക്കുന്നത് കൗൺസിൽ അപ്പോഴപ്പോൾ തീരുമാനിച്ച് ഗസററിൽ പരസ്യം ചെയ്യുന്ന നിരക്കനുസരിച്ചായിരിക്കും.

10. പരസ്യം അച്ചടിക്കുന്നതോ എഴുതുന്നതോആയ ഏതൊരു വ്യക്തിയും അത്തരം പരസ്യങ്ങളുടെ എല്ലാ പകർപ്പുകളിലും തൻെറ പേര് വ്യക്തമായി അച്ചടിക്കുകയോ എഴുതുകയോ ചെയ്യേണ്ടതാണ്.

11. (i) 1961-ലെ കേരളാ മുനിസിപ്പാലിററിസ്ആക്ററിലെ വ്യവസ്ഥകൾക്കും ഈ ഉപനിയമങ്ങൾക്കും വിധേയമായി ഏതൊരു പരസ്യം പ്രദർശിപ്പിക്കുന്നതിനും ഉത്തരവുമൂലം കമ്മീഷണർക്ക് അനുവാദം നൽകുകയോ നിഷേധിക്കുകയോ ചെയ്യാവുന്നതാണ്. എന്നാൽ അനുവാദം നിഷേധിക്കപ്പെടുമ്പോൾ അതിലേക്ക് നികുതി എന്തെങ്കിലും അടച്ചിട്ടുണ്ടെങ്കിൽ അപേക്ഷകൻ രേഖാമൂലം ആവശ്യപ്പെട്ടാൽ ആയത് മടക്കിക്കൊടുക്കേണ്ടതാണ്. അനുവാദം നൽകിയ പരസ്യങ്ങളുടെ എല്ലാ പ്രതികളുടെയും പ്രകടമായ ഭാഗത്ത് നികുതി ഈടാക്കി എന്നുള്ളതിൻെറ അടയാളമായി കൗൺസിലിൻെറ മുദ്ര പതിപ്പിക്കേണ്ടതാണ്.

(ii) കൗൺസിലിൻെറ മുദ്ര പതിപ്പിക്കുന്നതിനായോ അനുവാദത്തിൻെറ നമ്പരും തീയതിയും ചേർക്കുന്നതിനായോ പരസ്യത്തിൻെറ പകർപ്പുകൾ ഹാജരാക്കുന്നതിന് പ്രായോഗികമായ വിഷമതകൾ ഉള്ള പരസ്യങ്ങൾ ആണെങ്കിൽ ആയത് ഹാജരാക്കുന്നതിന് നിർബന്ധിക്കാൻ പാടില്ലാത്തതാകുന്നു.

(iii) മററു യാതൊരു പരസ്യത്തിനോ വ്യാപാരത്തിനോ തൊഴിലിനോ ജോലിക്കോ സ്ഥലത്തിൻെറ നിയമാനുസൃതമായ ഉപയോഗത്തിനോ തടസ്സം ആകത്തക്കവിധത്തിൽ യാതൊരു പരസ്യമോ പരസ്യപ്പലകയോ പ്രദർശിപ്പിക്കുകയോ കാട്ടുകയോ നിലനിർത്തുകയോ ചെയ്യാൻ പാടില്ലാത്തതാകുന്നു.

(iv) ഈ ഉപനിയമങ്ങൾക്ക് വിരുദ്ധമായി പ്രദർശിപ്പിക്കുന്ന ഏതൊരു പരസ്യവും സ്ഥിരമായി നീക്കം ചെയ്യുവാൻ കമ്മീഷണർക്കോ കമ്മീഷണർ അധികാരപ്പെടുത്തുന്ന ഉദ്യോഗസ്ഥനോ അധികാരം ഉണ്ടായിരിക്കും.

12. താഴെ പറയുന്ന നിബന്ധനകൾ അനുസരിച്ച് പരസ്യങ്ങളിൽ ഉള്ള നികുതികൾ പിരിക്കുന്നതിനുള്ള അവകാശം ഒരു സമയം ഒരു വർഷത്തിൽ കവിയാത്ത കാലത്തിലേക്ക് കുത്തക നൽകാൻ കമ്മീഷണർക്ക് അധികാരമുണ്ടായിരിക്കുന്നതാണ്.

(a) അത്തരം കുത്തക നൽകൽ പരസ്യലേലം മുഖേന ആയിരിക്കേണ്ടതാണ്.

(b) കുത്തകത്തുക മുൻകൂർ ആയോ കൗൺസിൽ അപ്പപ്പോൾ നിശ്ചയിക്കുന്ന തവണകളായോ ഈടാക്കേണ്ടതാണ്.

13. ഈ നിയമാവലിയിലെ ഏതെങ്കിലും ഉപനിയമങ്ങൾ ലംഘിക്കുന്ന യാതൊരാളും താഴെക്കാണുന്നവിധം ശിക്ഷാർഹരാകുന്നു.

(a) 50 രൂപാവരെ പിഴ നിശ്ചയിക്കാവുന്നതും തുടർച്ചയായുള്ള ലംഘനത്തിന് ആദ്യത്തെ കുറ്റം ചുമത്തി ശിക്ഷ വിധിച്ചതിനുശേഷമുള്ള ഓരോ ദിവസത്തേക്കും 15 രൂപാവീതം പിഴ ശിക്ഷിക്കാവുന്നതും ആയിരിക്കും.

(b) നിയമലംഘനം നിറുത്തി വയ്ക്കണമെന്നുള്ള കമ്മീഷണറുടെ നോട്ടീസ് കിട്ടിയതിനുശേഷമുള്ള ഓരോ ദിവസത്തെ നിയമലംഘനത്തിനും 10 രൂപാവരെ പിഴ നിശ്ചയിക്കാവുന്നതാണ്.

(c) 1968-ലെ കേരളാ മുനിസിപ്പാലിറ്റീസ് കോമ്പൗണ്ടിംഗ് ഓഫ് ഫെൻസസിലെ വ്യവസ്ഥകൾ അനുസരിച്ച് ഈ ഉപനിയമങ്ങളുടെ ലംഘനം സംബന്ധിച്ചുള്ള കുറ്റങ്ങൾ കമ്മീഷണർക്ക് രാജി ആക്കാവുന്നതാണ്.

മുനിസിപ്പൽ ആഫീസ്,
പാലാ.

(ഒപ്പ്)
കമ്മീഷണർ.

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Kerala Gazette No. 42 dated 28th October 1975.
PART IV

## University of Cochin

## ELECTION TO THE SYNDICATE

[Under Section 19 (1) of the Cochin University Act, 1971]

## NOTIFICATION

No. EL. 4/75. *28th October 1975.*

Whereas it has become expedient to re constitute the Syndicate, it is hereby notified that an election will be held to elect two Deans of Faculties from among themselves, to the Syndicate of the University, in accordance with the provisions in the Cochin University Statutes on Elections.

Only the persons who are on the electoral roll of the constituency as published in the University Office on 27-9-1975, are eligible to take part in the election and vote thereat, provided that any person who ceases to be a member of the electoral body before the date of issue of the ballot paper from the University Office shall not be entitled to participate in the election. Copies of the electoral rolls are available for sale at the University Office, Hill Palace, Tripunithura, at Rs. 10 per copy.

Every elector is at liberty to nominate a duly qualified person (Member of the Constituency). Every nomination shall be made by an elector in the prescribed form (copy enclosed) and shall be seconded by another elector. Every such nomination shall be accompanied by the consent of the nominee agreeing to serve on the Syndicate if elected, and a declaration that he is not already a member of the Syndicate or, if he is already a member, his term of office as such will expire before the membership for which he is seeking election takes effect. Nominations in the prescribed form should reach the Registrar, University of Cochin, Cochin Palace P. O., Tripunithura, not la er than 5 p. m. on 12-11-1975. The envelope containing the nomination paper should be superscribed "Nomination for Election to the Syndicate from among the Deans of Faculties". The last date and hour for withdrawal of candidature is 18-11-1975 4 p. m. The withdrawal should be in the prescribed form which can be had from the office of the Returning Officer on any working days during working hours.

The following is the progr mme for the conduct of election:—

| | | |
|---|---|---|
| 1. | Date of notification of election : | Tuesday, 28th October, 1975. |
| 2. | Last date for receipt of nomination : | Wednesday, 12th November, 1975 - 5 p. m |
| 3. | Date and Hour of Scrutiny of nomination : | Thursday, 13th November, 1975 - 10 a. m. |

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|---|---|---|
| 4. | Date of publication of the list of candidates validly nominated | Thursday, the 13th November, 1975. |
| 5. | Last date and hour for withdrawal of candidature | Tuesday, the 18th November, 1975 - 4 p. m. |
| 6. | Date of publication of the final list of candidates validly nominated | Tuesday, the 18th November, 1975. |
| 7. | Date of issue of ballot paper, etc. in case a poll is to be held | Saturday, the 22nd November, 1975. |
| 8. | Date and hour fixed for the poll | Monday, the 8th December, 1975 - 5 p. m. |
| 9. | Date and hour of scrutiny and counting of the votes. | Tuesday, the 9th December, 1975 - 10 a. m. |

University Buildings,
Hill Palace,
Tripunithura.

(Sd.)
*Returning Officer.*
*(Registrar).*